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## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of

**Thomas William Deveney, et al.**

Application No. 10/764,786

Attorney Docket No. SAR15036

Filed: January 26, 2004

For: CONTROLLED-RELEASE DRUG DELIVERY  
SYSTEM

Examiner: Not yet assigned

Group Art Unit: 1615

### **CERTIFICATE OF MAILING UNDER 37 C.F.R. § 1.8(a)**

I hereby certify that this Correspondence is being deposited on the date identified below with the United States Postal Service as first-class mail in an envelope properly addressed to Mail Stop: AMENDMENT, COMMISSIONER FOR PATENTS, P.O. Box 1450, Alexandria, VA 22313-1450.

January 7, 2005

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Lynn E. Fischer

Lynn E. Fischer

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Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

### **INFORMATION DISCLOSURE STATEMENT UNDER 37 C.F.R. § 1.97**

In compliance with the duty of disclosure set forth in 37 C.F.R. § 1.56, Applicants are submitting herewith a Form PTO-1449 listing certain patent and other documents which the Examiner is respectfully requested to consider and make of record in this application. The filing date of this application is January 26, 2004. Accordingly, copies of the U.S. Patent documents and the U.S. Patent Application document are not enclosed. Also included in this Information Disclosure Statement are copies of the International Search Report and the Written Opinion from the related PCT application (PCT/US04/02142).

This Information Disclosure Statement is being filed more than three months after the filing date, but before receipt of the first Official Action on the merits. Thus, it is believed by the undersigned attorney that no fee is required under 37 C.F.R. § 1.97(b).

In the event that a fee is required, the Commissioner is authorized to charge Deposit Account No. 04-1406 of the undersigned attorneys. A duplicate copy of this paper is enclosed.

In the opinion of the undersigned, the references submitted herewith are the most pertinent of which the undersigned is aware. However, no representation is made or intended that more pertinent references do not exist.

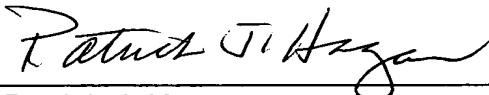
This submission is not an admission that the references listed on the attached Form PTO-1449 constitute prior art against the claims of this application.

The Examiner is respectfully requested to confirm receipt and consideration of the cited references by initialing and returning a copy of the attached Form PTO-1449 in accordance with MPEP §609.

Early and favorable consideration of this application is respectfully requested.

Respectfully submitted,

DANN, DORFMAN, HERRELL & SKILLMAN  
A Professional Corporation  
Attorneys for Applicant(s)

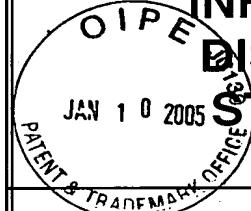
By   
Patrick J. Hagan  
PTO Registration No. 27,643

Telephone: (215) 563-4100

Facsimile: (215) 563-4044

Enclosures - Form PTO-1449

Copies of references listed on PTO - 1449

 <p><b>INFORMATION DISCLOSURE STATEMENT</b></p> <p>SHEET 1 OF 1</p>		<i>Complete if known</i>	
		Application Number: 10/764,786	
		Filing Date: January 26, 2004	
		First Named Inventor: Thomas William Deveney, et al.	
		Group Art Unit: 1615	
		Examiner Name: Not yet assigned	
		Attorney Docket Number: SAR15036	

<b>UNITED STATES PATENT DOCUMENTS</b>				
EXAMINER'S INITIALS	CITE NO.	PATENT NUMBER	ISSUE DATE MM-DD-YYYY	FIRST NAMED INVENTOR
	A1	5,902,598	05-11-1999	Chen, et al.
	A2	4,898,733	02-06-1990	DePrince, et al.
	A3	US2002/0102307 A1	08-01-2002	Guo, et al.
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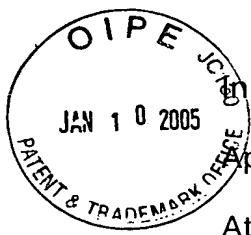
<b>FOREIGN PATENT DOCUMENTS</b>					
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<b>OTHER PRIOR ART - NON-PATENT DOCUMENTS</b>		
EXAMINER'S INITIALS	CITE NO.	Include name of the author (in Capital Letters), title of the article (when appropriate), title of the item(book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published
	C1	International Search Report from related PCT Application No. PCT/US04/02142
	C2	Written Opinion from related PCT Application No. PCT/US04/02142

EXAMINER'S SIGNATURE		DATE CONSIDERED
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**EXAMINER:** Initial if reference considered, whether or not citation is in conformance with MPEP §609. Draw a line through citation if citation not in conformance and reference not considered. Include a copy of this form with next communication to applicant.

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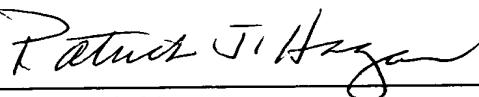
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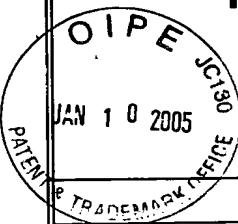
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**INFORMATION  
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SHEET 1 OF 1

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